

EXHIBIT 1

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION

| | | |
|--|---|------------------------|
| IN RE: |) | Chapter 11 |
| |) | |
| CIRCUIT CITY STORES, INC., <u>et al.</u> , |) | Case No. 08-35653-KRH |
| |) | |
| Debtors. |) | (Jointly Administered) |
| |) | |

AFFIDAVIT OF JANICE HAYES

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

BEFORE ME, the undersigned authority, authorized to administer oaths and take acknowledgements, personally appeared JANICE HAYES, who after duly sworn on oath, deposes and states as follows:

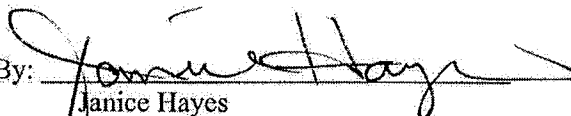
1. My name is Janice Hayes. I am over the age of 18 years, *sui juris*, and personally acquainted with the facts stated in this affidavit.

2. As custodian of records for the Electric Power Board of the Metropolitan Government of Nashville and Davidson County, Tennessee, doing business as Nashville Electric Service ("NES"), I have attached hereto as Exhibit "A" 9 pages, which includes true and correct copies of the bills and pay histories of three accounts of Circuit City Stores for the periods shown thereon.

3. These business records are kept in the ordinary course of business by NES; it was the regular practice of NES for an employee of NES with personal knowledge of the acts and events described in those business records to make the record

or transmit information thereof to be included in such record; and the records were made
at or near the time of the acts and events or reasonably soon thereafter.

FURTHER AFFIANT SAYETH NOT

By: 
Janice Hayes

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

SWORN AND SUBSCRIBED before me this 27 day of April, 2012, by
Janice Hayes, who is personally known to me



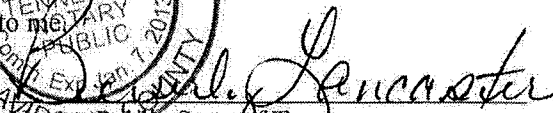

Notary Public State of Tennessee

EXHIBIT "A"

PRE-PETITION/PRO-RATED BILL AND PAYMENT
HISTORY

FOR ACCT# 0144135-0349219



CIRCUIT CITY STORES
7669 HIGHWAY 70 S

| DIST # | ACCOUNT NUMBER | METER NUMBER |
|--------------------------------------|-----------------|--------------|
| 26 | 0144135-0349219 | 229864 |
| NEXT SCHEDULED READING DATE: 1/08/09 | | |

Total Amount Due \$7696.18
Due Date 12/26/08

METER READING DATA

CURRENT READING 12/08/08 526
PREVIOUS READING 11/06/08 130
CONSTANT 200
THIS MONTH'S USAGE 79200

| Energy Usage | Last Year | This Year |
|----------------|-----------|-----------|
| KWH This Month | 79400 | 79200 |
| Billing Days | 31 | 32 |
| KWH Per Day | 2561 | 2475 |
| Degree Days | 0 | 688 |

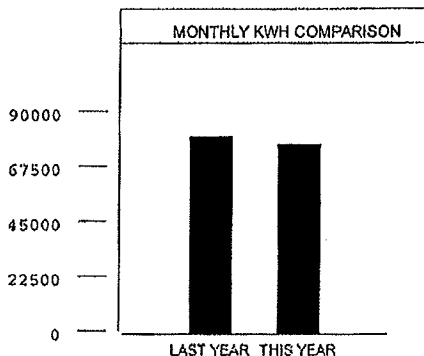
01 GENERAL POWER ACCOUNT

ELECTRIC SERVICE * 5,907.44
DEMAND CHARGE 140 1,201.50
STATE SALES TAX 7.00% 497.63
ELECTRIC SERVICE PAST DUE 89.61

| | | |
|---------------------------------------|---------------------|--|
| * Amt Includes the Following Charges: | | |
| Customer Charge: | \$112.29 PER MONTH | |
| Energy | ALL KWH @ \$0.00000 | |
| Charges: | | |

TOTAL AMOUNT DUE THIS STATEMENT 7,696.18
7,777.27 DUE AFTER 12/26/08 =====

THE TVA FUEL COST ADJUSTMENT THIS MONTH HAS INCREASED
YOUR BILL BY \$1,466.92.



IMPORTANT MESSAGES

FOR BILLING INQUIRIES - 736-6900

****CUT-OFF NOTICE 12/15/08****

OUR RECORDS INDICATE THAT YOUR BILL IS PAST DUE. PAYMENT MUST BE RECEIVED BY THE DATE ABOVE TO AVOID DISCONNECTION. ONCE DISCONNECTED, A RECONNECT FEE IS INCURRED. PAYING YOUR BILL UP TO DATE WILL AVOID THIS FEE. SEE BACK OF BILL FOR OTHER IMPORTANT INFORMATION. MINIMUM PAYMENT REQUIRED IS 89.61
YOU CAN PAY YOUR NES BILL WITH A VISA, MASTER CARD OR DISCOVER CREDIT CARD.
CALL 1-866-294-0319 AND FOLLOW THE INSTRUCTIONS GIVEN. YOU MUST HAVE YOUR 14 DIGIT NES ACCOUNT NUMBER TO PAY THIS WAY. THERE IS A CONVENIENCE FEE CHARGED BY THE PROVIDER FOR USING THIS SERVICE.

| ACCOUNT NUMBER | AMOUNT DUE AFTER | AMOUNT NOW |
|-----------------|------------------|------------|
| 0144135-0349219 | 12/26/08 | DUE |
| PAST DUE 89.61 | 7777.27 | 7696.18 |

9:29:34 Friday, April 20, 2012

| | | |
|-----------------------------|----------------------------|------------|
| PAYH | NASHVILLE-ELECTRIC SERVICE | 4/20/12 |
| CS522 | PAYMENT HISTORY, GENERAL | 09:29:28 |
| | BAD DEBT | ARREARS |
| 26 144135 349219 MTR 302876 | STATUS FINAL | 30 1862.82 |
| CIRCUIT CITY STORES | RATE COM | 60 |
| 7669 HIGHWAY 70 S | TAX RATE 7.00 % | 90 |
| NASHVILLE | USE | 120 |
| TN 37221-1754 | | |

BANKRUPT

| DATE | DESCRIPTION | BILLING | ADJUST | PAYMENT | BALANCE |
|----------|------------------------|----------|--------|-----------|----------|
| | | | | | 0.00 |
| 3/07/08 | FORC-50 PER CENT VARIA | 5383.94 | | | 5383.94 |
| 3/20/08 | 0035/00110 | | | -5383.94 | 0.00 |
| 4/07/08 | BILD-NORMAL BILL | 6520.05 | | | 6520.05 |
| 4/17/08 | 0028/00045 | | | -6520.05 | 0.00 |
| 5/07/08 | BILD-NORMAL BILL | 6720.98 | | | 6720.98 |
| 5/20/08 | 0056/00165 | | | -6720.98 | 0.00 |
| 6/10/08 | FORC-KWH OVER 100,000 | 8935.39 | | | 8935.39 |
| 6/24/08 | 0051/00037 | | | -8935.39 | 0.00 |
| 7/10/08 | FORC-KWH OVER 100,000 | 9924.58 | | | 9924.58 |
| 7/18/08 | 0043/00139 | | | -9924.58 | 0.00 |
| 8/07/08 | FORC-KWH OVER 100,000 | 10346.86 | | | 10346.86 |
| 8/18/08 | 0079/00016 | | | -10346.86 | 0.00 |
| 9/08/08 | FORC-KWH OVER 100,000 | 9796.09 | | | 9796.09 |
| 9/17/08 | 0028/00049 | | | -9796.09 | 0.00 |
| 10/07/08 | BILD-NORMAL BILL | 9692.02 | | | 9692.02 |
| 10/17/08 | 0043/00063 | | | -9692.02 | 0.00 |
| 11/07/08 | BILD-NORMAL BILL | 8518.57 | | | 8518.57 |
| 12/17/08 | PRE-PETITION ADJUSTMEN | | 950.82 | | 9469.39 |
| 12/17/08 | MISC ADJUSTMENT | | 89.61 | | 9559.00 |

| | | | | | | |
|-----------|-----------|-----------|-----------|-----------|---------------------|-----------|
| PF14-ASPH | PF15-BUDP | PF16-BHST | PF17-CRED | PF20-PEND | PF23-NXTA | PF24-NXTN |
| PF9-PRINT | DUPB | PF11-TLRP | PF13-LSRC | PF18-BKRP | ENTER-TRNSF/INQUIRY | |

PRE-PETITION/PRO-RATED BILL AND PAYMENT
HISTORY
FOR ACCT# 0144135-0187294



CIRCUIT CITY STORES
5221 HICKORY HOLLOW PKWY 920

| DIST # | ACCOUNT NUMBER | METER NUMBER |
|---------------------------------------|-----------------|--------------|
| 16 | 0144135-0187294 | 231443 |
| NEXT SCHEDULED READING DATE: 12/26/08 | | |

Total Amount Due \$6189.66
Due Date 12/16/08

METER READING DATA

CURRENT READING 11/24/08 2717
PREVIOUS READING 10/24/08 2107
CONSTANT 100
THIS MONTH'S USAGE 61000

| Energy Usage | Last Year | This Year |
|----------------|-----------|-----------|
| KWH This Month | 75800 | 61000 |
| Billing Days | 33 | 31 |
| KWH Per Day | 2297 | 1968 |
| Degree Days | 432 | 529 |

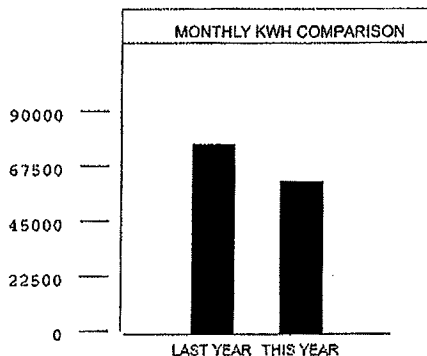
01 GENERAL POWER ACCOUNT

ELECTRIC SERVICE * 4,730.08
DEMAND CHARGE 129 1,054.65
STATE SALES TAX 7.00% 404.93

| | |
|---------------------------------------|-----------------------------|
| * Amt Includes the Following Charges: | |
| Customer Charge: | \$112.29 PER MONTH |
| Energy | FIRST 15000 KWH @ \$0.10947 |
| Charges: | OVER 15000 KWH @ \$0.06469 |

TOTAL AMOUNT DUE THIS STATEMENT 6,189.66
6,257.51 DUE AFTER 12/16/08

THE TVA FUEL COST ADJUSTMENT THIS MONTH HAS INCREASED
YOUR BILL BY \$1,130.58.



IMPORTANT MESSAGES

FOR BILLING INQUIRIES - 736-6900

YOU PAY ON TIME EVERY MONTH AND WE THANK YOU !

| | | | |
|-------|-----------------------------------|---|----------------------------------|
| 16285 | ACCOUNT NUMBER 0144135-0187294 | AMOUNT DUE AFTER 12/16/08 6257.51 | AMOUNT NOW DUE 6189.66 |
|-------|-----------------------------------|---|----------------------------------|

9:20:52 Friday, April 20, 2012

PAYH NASHVILLE-ELECTRIC SERVICE 4/20/12
CS522 PAYMENT HISTORY, GENERAL 09:20:49
BAD DEBT ARREARS

15 144135 187294 MTR 311897 STATUS FINAL 30
CIRCUIT CITY STORES RATE COM 60
5221 HICKORY HOLLOW PKWY 920 TAX RATE 7.00 % 90
ANTIOCH TN 37013-3003 USE 120

BANKRUPT

| DATE | DESCRIPTION | BILLING | ADJUST | PAYMENT | BALANCE |
|----------|------------------------|---------|---------|----------|---------|
| | | | | | 0.00 |
| 2/25/08 | BILD-NORMAL BILL | 5135.83 | | | 5135.83 |
| 3/06/08 | 0056/00059 | | | -5135.83 | 0.00 |
| 3/26/08 | BILD-NORMAL BILL | 4963.12 | | | 4963.12 |
| 4/08/08 | 0079/00174 | | | -4963.12 | 0.00 |
| 4/24/08 | BILD-NORMAL BILL | 5479.54 | | | 5479.54 |
| 5/05/08 | 0050/00078 | | | -5479.54 | 0.00 |
| 5/23/08 | BILD-NORMAL BILL | 5904.04 | | | 5904.04 |
| 6/04/08 | 0019/00053 | | | -5904.04 | 0.00 |
| 6/25/08 | BILD-NORMAL BILL | 6980.68 | | | 6980.68 |
| 7/03/08 | 0050/00148 | | | -6980.68 | 0.00 |
| 7/28/08 | BILD-NORMAL BILL | 7437.82 | | | 7437.82 |
| 8/07/08 | 0043/00149 | | | -7437.82 | 0.00 |
| 8/25/08 | BILD-NORMAL BILL | 6655.99 | | | 6655.99 |
| 9/04/08 | 0049/00178 | | | -6655.99 | 0.00 |
| 9/24/08 | BILD-NORMAL BILL | 6505.58 | | | 6505.58 |
| 10/06/08 | 0075/00026 | | | -6505.58 | 0.00 |
| 10/24/08 | BILD-NORMAL BILL | 7020.41 | | | 7020.41 |
| 11/07/08 | 0040/00060 | | | -7020.41 | 0.00 |
| 11/26/08 | PRE-PETITION ADJUSTMEN | | 3394.33 | | 3394.33 |

PF14-ASPH PF15-BUDP PF16-BHST PF17-CRED PF20-PEND PF23-NXTA PF24-NXTN
PF9-PRINT DUPB PF11-TLRP PF13-LSRC PF18-BKRP ENTER-TRNSF/INQUIRY

PRE-PETITION/PRO-RATED BILL AND PAYMENT
HISTORY
FOR ACCT# 0144135-0446931



CIRCUIT CITY STORES
2088 GALLATIN PIKE N

| DIST # | ACCOUNT NUMBER | METER NUMBER |
|---------------------------------------|-----------------|--------------|
| 08 | 0144135-0446931 | 246398 |
| NEXT SCHEDULED READING DATE: 12/17/08 | | |

Total Amount Due \$5195.88
Due Date 12/08/08

METER READING DATA

CURRENT READING 11/14/08 3726
PREVIOUS READING 10/16/08 3241
CONSTANT 100
THIS MONTH'S USAGE 48500

| Energy Usage | Last Year | This Year |
|----------------|-----------|-----------|
| KWH This Month | 60600 | 48500 |
| Billing Days | 29 | 29 |
| KWH Per Day | 2090 | 1672 |
| Degree Days | 285 | 341 |

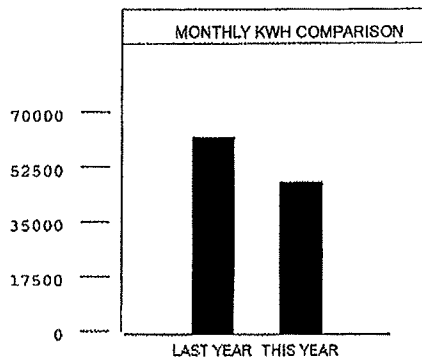
01 GENERAL POWER ACCOUNT

ELECTRIC SERVICE * (MINIMUM BILL) 3,921.46
DEMAND CHARGE 119 934.50
STATE SALES TAX 7.00% 339.92

| * Amt Includes the Following Charges: | |
|---------------------------------------|-----------------------------|
| Customer Charge: | \$112.29 PER MONTH |
| Energy | FIRST 15000 KWH @ \$0.10947 |
| Charges: | OVER 15000 KWH @ \$0.06469 |

TOTAL AMOUNT DUE THIS STATEMENT 5,195.88
5,254.44 DUE AFTER 12/08/08 =====

THE TVA FUEL COST ADJUSTMENT THIS MONTH HAS INCREASED
YOUR BILL BY \$899.58.



IMPORTANT MESSAGES

FOR BILLING INQUIRIES - 736-6900

YOU PAY ON TIME EVERY MONTH AND WE THANK YOU !

| | | | |
|-------|-----------------------------------|---|----------------------------------|
| 14862 | ACCOUNT NUMBER 0144135-0446931 | AMOUNT DUE AFTER 12/08/08 5254.44 | AMOUNT NOW DUE 5195.88 |
|-------|-----------------------------------|---|----------------------------------|

8:22:37 Friday, April 20, 2012

PAYH NASHVILLE-ELECTRIC SERVICE 4/20/12
CS522 PAYMENT HISTORY, GENERAL 08:22:26
BAD DEBT ARREARS

8 144135 446931 MTR 246398 STATUS FINAL 30
CIRCUIT CITY STORES RATE COM 60
2088 GALLATIN PIKE N TAX RATE 7.00 % 90
MADISON TN 37115-2002 USE 120

BANKRUPT

| DATE | DESCRIPTION | BILLING | ADJUST | PAYMENT | BALANCE |
|----------|------------------------|---------|---------|----------|---------|
| 2/15/08 | BILD-NORMAL BILL | 4146.54 | | | 0.00 |
| 2/29/08 | 0054/00086 | | | -4146.54 | 4146.54 |
| 3/17/08 | BILD-NORMAL BILL | 4157.31 | | | 0.00 |
| 3/27/08 | 0029/00103 | | | -4157.31 | 4157.31 |
| 4/16/08 | BILD-NORMAL BILL | 4881.48 | | | 0.00 |
| 4/29/08 | 0034/00042 | | | -4881.48 | 4881.48 |
| 5/15/08 | BILD-NORMAL BILL | 5458.34 | | | 0.00 |
| 5/28/08 | 0050/00123 | | | -5458.34 | 5458.34 |
| 6/17/08 | BILD-NORMAL BILL | 7024.60 | | | 0.00 |
| 6/26/08 | 0032/00088 | | | -7024.60 | 7024.60 |
| 7/17/08 | BILD-NORMAL BILL | 6681.14 | | | 0.00 |
| 7/29/08 | 0041/00208 | | | -6681.14 | 6681.14 |
| 8/15/08 | BILD-NORMAL BILL | 6678.84 | | | 0.00 |
| 8/27/08 | 0027/00087 | | | -6678.84 | 6678.84 |
| 9/16/08 | BILD-NORMAL BILL | 6583.75 | | | 0.00 |
| 9/30/08 | 0047/00189 | | | -6583.75 | 6583.75 |
| 10/16/08 | BILD-NORMAL BILL | 6593.91 | | | 0.00 |
| 10/27/08 | 0035/00117 | | | -6593.91 | 6593.91 |
| 11/26/08 | PRE-PETITION ADJUSTMEN | | 3941.70 | | 0.00 |
| | | | | | 3941.70 |

PF14-ASPH PF15-BUDP PF16-BHST PF17-CRED PF20-PEND PF23-NXTA PF24-NXTN
PF9-PRINT DUPB PF11-TLRP PF13-LSRC PF18-BKRP ENTER-TRNSF/INQUIRY